

Attorney Docket No. CNTW-015/00US

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EL 841765708US  
April 17, 2002

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PATENT

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Date: April 17, 2002

By:

Sherry Duncan Bitler  
Sherry Duncan Bitler

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Courtney

Serial No.: 10/037,892

Examiner: [Not Assigned]

Confirmation No.: 6845

Art Unit: 2152

Filed: 10/23/2001

FOR: SYSTEM AND METHOD FOR EVALUATING EFFECTIVENESS OF NETWORK CONFIGURATION MANAGEMENT TOOLS

Commissioner for Patents  
Washington, D.C. 20231

### INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Enclosed is an Information Disclosure Statement and accompanying Form PTO/SB/08A for the above-identified patent application.

- ☒ In accordance with 37 C.F.R. §1.97(b), no additional fee for submission of the IDS is required.
- ☐ In accordance with 37 C.F.R. §1.97(c), also enclosed is:
  - ☐ the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p); or
  - ☐ a statement as specified in 37 C.F.R. §1.97(e).
- ☐ In accordance with 37 C.F.R. §1.97(d), a statement as specified in 37 C.F.R. § 1.97(e) and the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) are also enclosed.
- ☐ Check No. \_\_\_ in the amount of \$\_\_\_ for the total fee is attached.
- ☒ A return receipt postcard is also enclosed.

☐ Please charge \$\_\_\_ to Deposit Account No. 50-1283 for the total fee. This paper is being submitted in duplicate.

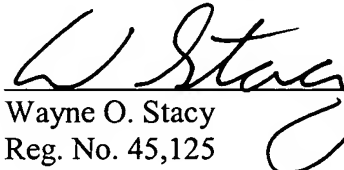
The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1283.

Dated: April 17, 2002

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Respectfully submitted,  
COOLEY GODWARD LLP

By:

  
Wayne O. Stacy  
Reg. No. 45,125



Attorney Docket No. CNTW-015/00US

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Date: April 17, 2002

By:

Sherry Duncan Bitler

Sherry Duncan Bitler

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of Burns et al.

Serial No.: 10/037,892

Examiner: [Not Assigned]

Confirmation No.: 6845

Art Unit: 2152

Filed: 10/23/2001

For: SYSTEM AND METHOD FOR EVALUATING EFFECTIVENESS OF NETWORK CONFIGURATION MANAGEMENT TOOLS

Commissioner for Patents  
Washington, D.C. 20231

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §1.97(b)**

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56,

Applicant(s) hereby submits the following information in conformance with 37 C.F.R. §§1.97 and 1.98.

- ☒ Pursuant to 37 C.F.R. §1.98, a copy of each document cited in the attached Form PTO/SB/08 is enclosed.
- ☐ No copies of the publications listed on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98(d) because the publications were previously cited by or submitted to the Office in prior Application Serial No. \_\_\_ to which the above-identified application claims priority under 35 U.S.C. §120.
- ☐ Publication(s) \_\_\_ listed on the attached Form PTO/SB/08A were cited in a foreign search or examination report corresponding to \_\_\_ application serial no. \_\_\_ and mailed on \_\_\_.

- ☐ Enclosed is a copy of a non-English publication(s) \_\_\_\_ Pursuant to §609 of the M.P.E.P., Applicant submits the attached foreign search or examination report, which cites such non-English language publication(s).
- ☐ Enclosed is a copy of a non-English publication(s) \_\_\_\_ English language publication \_\_\_\_ (copy enclosed) claims priority from this non-English publication.
- ☐ Enclosed is an explanation of non-English publication(s) \_\_\_\_ for which an English translation is not available.
- ☐ Enclosed is an English translation of non-English publication(s) \_\_\_\_ cited in the attached Form PTO/SB/08A.
- ☐ Enclosed is a copy of pending patent Application Serial No. \_\_\_\_.

This Information Disclosure Statement is filed within any one of the following time periods:

- ☐ within three months from the filing date of this national application other than a CPA under 37 C.F.R. § 1.53(d);
- ☐ within three months from the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in this international application;
- ☒ before the mailing date of a first office action on the merits; or
- ☐ before the mailing of a first office action after the filing of a request for continued examination under 37 C.F.R. § 1.114.

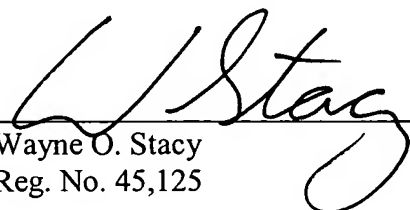
It is respectfully requested that the Examiner consider the above-noted information and return an initialed copy of the attached Form PTO/SB/08A to the undersigned.

Dated: April 17, 2002

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Respectfully submitted,  
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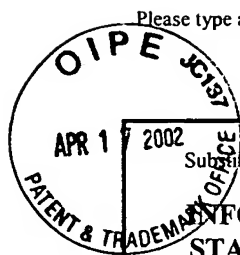
By:

  
Wayne O. Stacy  
Reg. No. 45,125

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PTO/SB/08A (08-00)



Substitution for form 1449A/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (use as many sheets as necessary)			<b>Complete if Known</b>		
Application Number			10/037,892		
Filing Date			10/23/2001		
First Named Inventor			Burns		
Group Art Unit			2152		
Examiner Name			Not Assigned		
Attorney Docket Number			CNTW-015/00US		
Sheet	1	Of	2		

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**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code <sup>2</sup> (if known)		
		4,991,089		Shorter, David U.	02/05/1991
		5,109,486		Seymour, Leslie G.	04/28/1992
		5,442,791		Wrabetz et al.	08/15/1995
		5,557,748		Noris, David	09/17/1996
		5,724,509		Starkweather et al.	03/03/1999
		5,751,967		Raab et al.	05/12/1998
		5,784,702		Greenstein et al.	07/21/1998
		5,787,246		Lichtman et al.	07/28/1998
		5,819,028		Manghirmalani et al.	10/06/1998
		5,838,918		Prager et al.	11/17/1998
		5,852,740		Estes, Mark D.	12/22/1998
		5,884,028		Kindell et al.	03/16/1999
		5,944,782		Noble et al.	08/31/1999
		5,948,065		Eilert et al.	09/07/1999
		5,968,122		Schlosser et al.	10/19/1999
		5,974,236		Sherman, Michael J.	10/26/1999
		5,980,078		Krivoshchin et al.	11/09/1999
		6,006,035		Nabahi, Narimane	12/21/1999
		6,023,586		Gaisford et al.	02/08/2000
		6,028,846		Cain, Michael E.	02/22/2000
		6,041,347		Harsham et al.	03/21/2000
		6,049,828		Dev et al.	04/11/2000
		6,055,568		Adams, Robert	04/25/2000
		6,098,101		Scars, Thomas R.	08/01/2000
		6,101,508		Wolff, James J.	08/08/2000
		6,105,069		Franklin et al.	08/15/2000
		6,108,699		Moiin, Hossein	08/22/2000
		6,108,703		Leighton et al.	08/22/2000
		6,122,664		Boukobza et al.	09/19/2000
		6,128,729		Kimball et al.	10/03/2000
		6,131,118		Stupek, Jr. et al.	10/10/2000
		6,131,119		Fujui, Toshiharu	10/10/2000

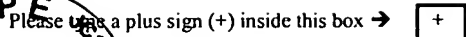
Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number.

<sup>2</sup> See attached Kinds of U.S. Patent Documents.

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Substitute for form 1449B/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>				<i>Complete if Known</i>	
				Application Number	10/037,892
				Filing Date	10/23/2001
				First Named Inventor	Burns
				Group Art Unit	2152
				Examiner Name	Not Assigned
Sheet	2	Of	2	Attorney Docket Number	CNTW-015/00US

[illegible]

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Managing Managed Network Services: The Service Provider Blind Spot; Infonetics Research, The Networking Information Source; June 2000 (18 pages)	
		ISM Customer – Aware™ Query; CoManage Corporation; As of December 5, 2000 (2 pages)	
		ISM Customer - Aware™ Provisioning; CoManage Corporation; As of December 5, 2000 (2 pages)	
		ISM Customer - Aware™ Deep Discovery™; CoManage Corporation; As of December 5, 2000 (2 pages)	
		ISM Customer - Aware™ Service Profiling; CoManage Corporation; As of December 5, 2000 (2 pages)	
		ISM Customer - Aware™ Fault and Performance Management; CoManage Corporation; As of December 5, 2000 (2 pages)	

Examiner Signature		Date Considered	
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<sup>2</sup> Applicant is to place a check mark here if English language Translation attached.

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